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In re Application of :
SANFILIPPO, James, J. et al. :
Application No.: 10/590,100 : DECISION ON
PCT No.: PCT/US2005/005006 :
Int. Filing Date: 17 February 2005 : REQUEST
Priority Date: 17 February 2004 :
Attorney Docket No.: 4700/78 : UNDER 37 CFR 1.497(d)
For: FLEXIBLE BAGS WITH LOCATORS :

This decision is in response to applicant's request under 37 CFR 1.497(d), filed in the United States Patent and Trademark Office on 09 November 2007.

BACKGROUND

On 11 October 2007, the Office mailed Decision On Request Under 37 CFR 1.497(d), dismissing applicant's request without prejudice and setting a two month period for reply.

On 09 November 2007, applicant filed a renewed request under 37 CFR 1.497(d) to correct the inventorship in the application.

DISCUSSION

Applicants file this renewed request to remove the second listing of James J. Sanfilippo as an inventor and to add John E. Sanfilippo as an inventor.

A request under 37 CFR 1.497(d) requires: (1) a statement from each person being added as an inventor and from each person being deleted as an inventor that any error in inventorship in the international application occurred without deceptive intention on his or her part; (2) the processing fee set forth in §1.17(i); and (3) the written consent of the assignee, if an original named inventor has executed an assignment.

Items (1) and (2) were previously satisfied.

Item (3) has now been satisfied. A written consent of the assignee has been submitted.

CONCLUSION

For the above reasons, applicant's request under 37 CFR 1.497(d) is **GRANTED**.

This application is being forwarded to the National Stage Processing Branch of the Office of Patent Application Processing for further action consistent with this decision. The application has a 35 USC 371(c)(1), (c)(2) and (c)(4) date of 17 August 2006.

/Erin P. Thomson/

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